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October 17, 2005

Tom Turner
Associate Regional Counsel
U.S. EPA – Region V
Office of Regional Counsel (C-14J)
77 W. Jackson Boulevard
Chicago, Illinois 60604

EPA Region 5 Records Ctr.



285096

Re: Clayton Chemical Site General Notice of Potential Liability

Dear Mr. Turner:

Troutman Sanders LLP represents Paducah & Louisville Railway, Inc. (PAL). PAL received your letter dated September 27, 2005 regarding EPA's general notice of potential liability regarding the Clayton Chemical site. Your letter states that PAL may have contributed 10,000 to 74,999 of hazardous waste to the Site. Through discussions with counsel at Dickenson Wright, representing or working with the PRP negotiating group, PAL has learned that its alleged contributions were 16,100 gallons in 1984 and 37,043 gallons in 1985.

PAL, however, was not formed and created until 1986. Therefore, based on the information available, PAL is not a potentially responsible party (PRP) as that term is defined under CERCLA or any other environmental statute, and is not responsible for any clean up activities at the Site. Please let me know if EPA has additional information for PAL to consider and please contact me if you have any questions.

Sincerely,

Andrew G. Mauck
(ncs)
Andrew G. Mauck

cc: Mr. J. T. Garrett
1407557

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